IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

**Bail Appl..No. 2464 of 2007()**

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CRIME NO.26/07 OF VECHOOCHIRA POLICE STATION

: PETITIONER/ACCUSED

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BHASKARAN, AGED 69 YEARS,
S/O.KOCHUKUNJU, PALAKKAL, EDAMON, RANNY.

BY ADV. SRI.P.HARIDAS

RESPONDENTS: STATE/COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

2. SUB INSPECTOR OF POLICE,
VECHOOCHIRA.

BY PUBLIC PROSECUTOR SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**V. RAMKUMAR, J.**

**B.A. No. 2464 OF 2007**

**Dated this the 30th day of May, 2007**

**O R D E R**

In this Petition filed under Sec. 438 Cr.P.C. the petitioner, who is the accused in Crime No.26/07 of Vechoochira Police Station for offences punishable under sections 55(a) and 55(b) of the Abkari Act for allegedly having been found in possession of 3.5 litres of IMFL, seeks anticipatory Bail.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case involving such grave offence. It is too early to accept the petitioner's contention that the petitioner has been falsely implicated. There is no reason why the petitioner should not surrender before the magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned within two weeks from today and files an application for regular bail, the same shall be considered and disposed of, preferably on the same day on which it is filed bearing in mind the decisions in ***Sukumari Vs. State of Kerala*** [2001 (1) KLT 22], ***Mohanan Vs. State of Kerala*** [2007 (1) KHC 752], ***Surendran Vs. State of Kerala*** [2004 (1) KLT 404], ***Jose @ Babu Vs. State of Kerala*** [2007 (1) KLD Cri 469] and ***Sabu Vs. State of Kerala*** [2003 (2) KLT 173].

This application is disposed of as above.

**(V. RAMKUMAR, JUDGE)**

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